08-29-05

PTO/SB/21 (04-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE o.s. Faterit and Trademark Office. 0.5. DEPARTMENT OF COMMERCE of the Papel Mork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

### Application Number 10/511,967 TRANSMITTAL Filing Date April 12, 2005 **FORM** First Named Inventor Alistair Royse (to be used for all correspondence after initial filing) 3732 Art Unit Cary E. O'Connor **Examiner Name** Total Number of Pages in This Submission Attorney Docket Number 3029-000083/NP ENCLOSURES (check all that apply) After Allowance Communication to Fee Transmittal Form Drawing(s) Technology Center (TC) Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Petition Appeal Communication to TC Amendment / Reply (Appeal Notice, Brief, Reply Brief) After Final Proprietary Information Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Terminal Disclaimer Other Enclosure(s) Extension of Time Request (please identify below): ~ Request for Corrected OFR: Request for Refund Copy of OFR (Correction marked Express Abandonment Request in red); Return Receipt Postcard CD, Number of CD(s) Information Disclosure Statement The Commissioner is hereby authorized to charge any additional Remarks Certified Copy of Priority fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Document(s) Account No. 08-0750. A duplicate copy of this sheet is enclosed. Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Reg. No. Attorney Name Firm David P. Utykanski 39,052 Harness, Dickey & Pierce, P.L.C. Individual name Signature Date August 26, 2005 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Express Mail EV 570 164 971 US (8/26/2005) Typed or printed name David P. Utykanski Soma

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.Q. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

August 26, 2005

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PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE
Attorney Docket No. 3029-00083/NP

Application No.:

AUG 2 6 2005

10/511,967

Filing Date:

April 12, 2005

Applicant:

Royse et al.

Group Art Unit:

3732

Examiner:

O'Connor, Cary E.

Title:

Retractor

Director of the United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

# REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

Sir:

We acknowledge receipt of the Official Filing Receipt (copy enclosed) for the above-identified application. However, the inventor name is listed incorrectly. The first inventor's name should correctly read -- Alistair Royse - and the third inventor, Brett Hamilton's address should read -- **Tooradin**, AUSTRALIA --. Accordingly, would you please correct your records and issue a corrected filing receipt.

Respectfully submitted,

David P. Utykanski Reg. No. 39,052

Attorney for Applicants

HARNESS, DICKEY & PIERCE, P.L.C. P.O. Box 828 Bloomfield Hills, MI 48303 (248) 641-1600

Date: August 26, 2005

DPU/srh



TED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMEN'T OF COMMERCE United States Patent and Trademark Offices Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.usplo.gov

FILING OR 371 APPL NO. ART UNIT FIL FEE REC'D ATTY.DOCKET NO DRAWINGS TOT CLMS IND CLMS (c) DATE 10/511,967 04/12/2005 3732 1416 3029-000083/NP 6 19 5

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**CONFIRMATION NO. 8471** 

FILING RECEIPT

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27572 HARNESS, DICKEY & PIERCE, P.L.C. P.O. BOX 828 BLOOMFIELD HILLS, MI 48303

Date Mailed: 04/27/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Alistair Royce Eltham, AUSTRALIA;
David Berry, North Ringwood, AUSTRALIA;

Brett Hamilton, Victoria AUSTRALIA;
Michael Kerr, Ivannoe, AUSTRALIA;

Michael Kerr, Ivannoe, AUSTRALIA;

# **Assignment For Published Patent Application**

Research Surgical PTY Ltd

Power of Attorney: The patent practitioners associated with Customer Number 27572.

# Domestic Priority data as claimed by applicant

This application is a 371 of PCT/AU03/00478 04/22/2003

### Foreign Applications

AUSTRALIA PS 1985 04/26/2002

Projected Publication Date: 08/04/2005

Non-Publication Request: No

Early Publication Request: No

Title

Retractor

**Preliminary Class** 

600

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